

ADDENDUM NO. 1

31 NORTH 5th STREET DEMOLITION October 6, 2008

This Addendum No. 1 is issued by the Redevelopment Agency of the City of San Jose to provide for modification and clarification to the Bid Documents for the 31 North 5th Street Demolition Project, approved by Bill Ekern the Redevelopment Agency of the City of San Jose's Director of Project on September 24, 2008. Addendum No. 1 is issued to provide additional information to all bidders. Bidder shall ascertain prior to submitting his/her bid proposal, that he/she has received all addenda issued.

A. CLARIFICATIONS TO THE BID DOCUMENTS IN RESPONSE TO QUESTIONS RAISED BY BIDDERS AT THE PRE-BID MEETING FOR THE 31 NORTH 5th STREET DEMOLITION PROJECT THAT WAS HELD ON OCTOBER 2, 2008.

The Redevelopment Agency informed prospective bidders at the pre-bid meeting that the construction period for the 31 North 5th Street Demolition Project was 40 consecutive calendar days following issuance of the Notice to Proceed. Additionally, bidders were informed that the 40 calendar day construction period included one (1) week of on-site destructive training by the San Jose Fire Department (SJFD), which would commence following completion of the haz-mat abatement work and prior to the start of demolition work. The destructive training proposed by the SJFD included (cutting through the roof, the floor and possibly knocking down some doors).

Question: Since the Contractor has possession of the Site and is therefore liable for the Site, will the SJFD list Contractor(s) as additional insured on SJFD's insurance?

Answer: Rich Regan with the SJFD confirmed that SJFD will not list the Contractor(s) as additional insured(s) on their insurance. **Due to this fact, please be advised that there will not be any training exercises conducted by SJFD at 31 North 5th Street.**

Question: What percentage of construction and demolition (non-hazardous) waste does the City of San Jose require Contractors to divert from burial in landfills?

Answer: at least 50%. The City of San Jose's Construction and Demolition Diversion Deposit Program (CDDD) is the incentive program that encourages the recovery of construction and demolition debris. For information regarding the CDDD program contact CDDD Building Diversion at (408) 535-8566 or visit the website at www.sjrecycles.org/business/cddd.htm.

Question: During the site walk, bidders noted that one (1) large container of what appeared to be Baer white enamel paint sitting in the tub/shower of the upstairs bathroom; and eleven (11) one-gallon cans of what appeared to be Kelly Moore Interior Latex Paint which were sitting on the site against the south fence, were not identified in the Hazardous Materials Survey Report prepared for the property at 31 North 5th Street, by TRC Engineers, Inc. on April 29, 2008. Bidders asked if removal and disposal of these items was to be included in their bid?

Answer: Please be advised that these items will be removed and disposed of by others. These two items are not included in the Contractor's scope of work and should not be included in Contractor's bid.

Question: Why does The Notice to Contractors/Invitation for Bids, Instructions to Bidders and the Bid Proposal Form not list all of the certifications and registrations required to perform lead-abatement work?

Answer: There is not a specific license required to perform Lead-Abatement work. The Contractor's workers and supervisors or the Contractor's subcontractors who will be performing any lead-related work, shall possess a lead abatement certification issued by the California Department of Public Health (DPH) for the purposes of performing or supervising lead abatement work. The DPH Lead Certification Numbers for those workers and supervisors who will be performing the Lead Abatement work will be submitted as a pre-abatement submittal prior to commencement of work (see Page 5, Paragraph 1.3 (Pre Abatement Submittals), item (b) of Section 02090 of the Technical Specifications . for Hazardous Materials Abatement for the 31 North 5th Street Demolition Project). The Contractor or Contractor's subcontractors are required to handle, remove and dispose of all hazardous materials in compliance with the law.

B. CHANGES TO THE BID DOCUMENTS

1. On Plan Sheet 2 of 11, Demolition Note #15, please note that the Contractor shall remove and dispose of one of the existing former power poles that are located closest to North Fourth Street. PG&E has removed its service from the pole which used to feed the former portable trailers (portables – see Demolition Note #34 on Plan Sheet #2). The portables were removed by others. The existing power pole that is shown located next to the portables on Plan Sheet #2 is now gone and was removed by PG&E; and the other existing power pole that is shown located closest to the property at 31 North 5th Street belongs to AT&T and shall be removed by AT&T.

In the event of a conflict between the terms and provisions of this Addendum No. 1 and the terms and provisions of the contract documents, the terms and provisions of the Addendum No. 1 shall control.

In all other respects, the contract documents shall remain unchanged and in full force and effect.

END OF ADDENDUM NO. 1